

**FOR THE CITY COUNCIL BUSINESS MEETING
COUNCIL CHAMBERS
THURSDAY, October 20, 2016
7:00 P.M.**

Present: Mayor Rollins, Councilors Conti, Grant, Paradis, Blodgett, Munson, Bilodeau, and McCormick.

Absent: Councilor Alexander

Mayor Rollins presided.

Councilor Blodgett acted as Chair Pro-tem while Mayor Rollins made the presentation.

PRESENTATION AND PUBLIC HEARINGS:

PRESENTATION: Al Cloutier – Mayor's Recognition of Excellence in Community Service Award.

PRESENTATION: Free ME from Lung Cancer's 5th Annual Save Your Breath 5K Timed Run.

PUBLIC COMMENTS ON ITEM LISTED ON THE AGENDA:

CONSENT AGENDA:

16-160 City Manager, Bureau of City Clerk

ORDERED, that the minutes of the City Council Business Meeting held October 6, 2016, submitted by the City Clerk's office be approved.

Motion for passage of the order 16-160.

By: Conti Second by: Blodgett

Yeas: 7

Nays: 0

16-161 City Manager, Bureau of Audit Accounts

ORDERED, that the Roll of Accounts for the month of September, 2016 in the amount of \$7,433,443.35 be approved.

Motion for passage of the order 16-161.

By: Munson Second by: Bilodeau

Yeas: 7

Nays: 0

16-162 Mayor

ORDERED, that Lorie Mastemaker, 15 Prospect Street, be appointed to the Augusta Historic District Review Board as a resident of the district; said term to expire October 31, 2018.

Motion to table order 16-162.

By: Conti Second by: Bilodeau

Yeas: 7

Nays: 0

16-163 Mayor

ORDERED, that Jesse Patkus, 184 Water Street, be appointed to the Augusta Historic District Review Board as a downtown business owner; said term to expire October 31, 2018.

Motion for passage of the order 16-163.

By: Bilodeau Second by: Munson

Yeas: 7

Nays: 0

16-164 Mayor

ORDERED, that Daniel Stevens, 38 Pearl Street, be appointed to the Augusta Historic District Review Board as a Historic Preservation Commission representative; said term to expire October 31, 2019.

Motion for passage of the order 16-164.

By: McCormick Second by: Bilodeau

Yeas: 7

Nays: 0

16-165 Mayor

ORDERED, that Amanda Taylor, 2318 North Belfast Ave., be appointed to the Augusta Historic District Review Board, member at-large; said term to expire October 31, 2017.

Motion for passage of the order 16-165.

By: Munson Second by: Conti

Yeas: 7

Nays: 0

16-166 Mayor

ORDERED, that Bob Corey, 88 Parkwood Drive, be appointed to the Augusta Historic District Review Board, member at-large; said term to expire October 31, 2019.

Motion for passage of the order 16-166.

By: Munson Second by: Bilodeau

Yeas: 6

Nays: 1

16-167 Mayor

ORDERED, that Cheryl Clukey, 20 Spring Street, be appointed to the Augusta Historic District Review Board, resident of the district; said term to expire October 31, 2019.

Motion for passage of the order 16-167.

By: Bilodeau Second by: Paradis

Yeas: 7

Nays: 0

OLD BUSINESS AND TABLED MATTERS

SECOND READING (Ordinances)

16-158 Mayor and Council

BE IT ORDAINED, by the City Council of the City of Augusta, as follows:

That Chapter 270, Section 35 Schedule of no parking or restricted parking areas of the Revised Code of Ordinances 1990, as amended, be further amended by deleting the following:

Motion to suspend second reading of order 16-158.

By: Bilodeau Second by: Munson

Yeas: 6

Nays: 0

Pleasant Street

A portion on the east side of Pleasant Street shall be designated a loading zone at a point beginning 108 feet south of the southeast corner of Bridge Street and Pleasant Street for a distance of 50 feet southerly.

No parking on the east side from a point 108 feet southerly of Bridge Street; no parking on the west side from a point 93 feet southerly of Bridge Street.

No parking on the east side from Winthrop Street to Oak Street between the hours of 6:00 a.m. and 6:00 p.m. Parking shall be restricted to 2 hours on the east side from Oak Street northerly to a point 158 feet south of Bridge Street except for an area beginning at a point 108 feet south of Bridge Street southerly for 50 feet, which shall be designated a loading zone.

Parking shall be restricted to 10 minutes only on the west side beginning at a point 86 feet north of the north side of the paved portion of Winthrop Street northerly for 30 feet.

Restricted to handicap parking from a point beginning 20 feet south of CMP Pole No. S3 on the west side of Pleasant Street and continuing south for 40 feet.

Replace deleted language with the following new language:

That Chapter 270, Section 35 Schedule of no parking or restricted parking areas of the Revised Code of Ordinances 1990, as amended, be further amended by adding the following:

Pleasant St.

No parking on the east side of Pleasant St for the entire length

BE IT ORDAINED, By the City Council of the City of Augusta, as follows:

That Chapter 270, Section 35 Schedule of no parking or restricted parking areas of the Revised Code of Ordinances 1990, as amended, be further amended by deleting the following:

Winthrop Street

No parking on the south side from the east side of South Chestnut Street to a point 100 feet east of the easterly side of Sewall Street.

No parking on the south side of Winthrop Street along the frontage of 56 Winthrop Street, a distance of 119 feet.

No parking within 2 feet from either side of the main entrance of the YMCA.

Parking shall be limited to 30 minutes on the north side between State Street and Pleasant Street and restricted to patrons of Lithgow Library only.

No parking on the north side of Winthrop Street from a point 54 feet west of Pleasant Street for a distance of 100 feet westerly.

Please note: No revised language is being proposed

BE IT ORDAINED, that Chapter 270, Section 35 Schedule of no parking or restricted parking areas of the Revised Code of Ordinances 1990, as amended, be further amended by deleting the following:

State Street

No parking on the east side from Chandler Street to a point 59 feet north of the north side of Bridge Street.

No parking on the east side from Crosby Lane to Bond Street.

No parking on the west side between Boothby Street and Bridge Street.

No parking on either side from Chandler Street south to Memorial Circle.

No parking on either side from Capitol Street to the Hallowell Line.

No parking on the west side from Bridge Street south for a distance of 154 feet.

Parking of vehicles shall be restricted between October 15 and April 1 of each season at the following locations:

(1) East side of State Street from Bridge Street northerly for 59 feet.

(2) East side of State Street from Green Street to Bridge Street.

No parking on the east side starting at a point 59 feet north of Bridge Street, northerly to Laurel Street.

State Street (Seasonal)

No parking on the east side from Winthrop Street to Oak Street between April 1 and October 15.

Replace deleted language with the following new language:

BE IT ORDAINED, that Chapter 270, Section 35 Schedule of no parking or restricted parking areas of the Revised Code of Ordinances 1990, as amended, be further amended by adding the following:

State Street

No parking on either side from Chandler Street south to the Hallowell line.

No parking on either side from Bridge Street north to Bond Street.

No parking on the east side from Chandler Street north to Winthrop St

No parking on the west side from Winthrop St. north to Oak Street.

Motion for passage of order 16-158.

By: Bilodeau Second by: Blodgett

Yeas: 7

Nays: 0

NEW BUSINESS
PART 1

16-168 Mayor and Council

ORDERED, that the revised City Administrative Regulations be adopted per the attached version. Furthermore, that new language in the ordinances is indicated by underline and removed language by strikeout, and upon adoption of this amendment to the ordinance, such indications shall be removed.

Motion for passage of order 16-168.

By: Bilodeau Second by: Munson

Yeas: 7

Nays: 0

16-169 Mayor and Council

ORDERED, That the City Manager is authorized to accept grant funding in an amount not to exceed \$33,440.00 from the Maine Bureau of Highway Safety for the Evidence Based Impaired Driving High Visibility Enforcement Grant. There is no local monetary match required.

Motion for passage of order 16-169.

By: Bilodeau Second by: Blodgett

Yeas: 7

Nays: 0

16-170 Mayor and Council

ORDERED, That the City Manager is authorized to accept grant funding from the Healthy Communities of the Capital Area in an amount not to exceed \$14,640.00 for the Augusta Police Department. Grant funding will be used to provide underage drinking education, enforcement and training. There is no local match requirement required.

Motion for passage of order 16-170.

By: Bilodeau Second by: Paradis

Yeas: 7

Nays: 0

16-171 Mayor and Council

WHEREAS, Augusta's Colonial Theater represents an integral component of the City's historic fabric; and,

WHEREAS, the not-for-profit entity "Augusta Colonial Theater Inc." has evidenced a strong commitment to restore and revitalize the Colonial Theater so as to enable a comprehensive program of cultural and artistic activity that will benefit the entire community; and,

WHEREAS, the City Council finds that the historic rehabilitation of the Colonial Theater will serve as an important anchor in a revitalized downtown Augusta and as a strong economic development asset; and,

NOW THEREFORE, BE IT ORDERED, that the City Council does hereby authorize the creation of a challenge grant of \$300,000 intended to leverage matching private contributions of up to six million dollars. Said grant funds to be appropriated from the general fund unassigned fund balance and the \$300,000 assigned to the recently completed Lithgow Library restoration and expansion project, said funds no longer necessary for that purpose be unassigned.

Motion to suspend reading of order 16-171.

By: Bilodeau Second by: Blodgett

Yeas: 6

Nays: 0

BE IT FURTHER ORDERED, that the following conditions shall be met prior to the City Manager authorizing the disbursement of any said grant funds to the Colonial Theater Inc.:

- a. All grant funds shall be used specifically to reimburse the Colonial Theater Inc. for physical, capital improvements to the theater building;
- b. No portion of said grant funds shall be disbursed until substantial completion and a certificate of occupancy shall have been issued to Colonial Theater Inc.;
- c. Formal agreement adequately securing the City's investment of said grant funds to be drafted by Corporation Counsel and subject to his approval as to form shall have been

executed between the City Manager and authorized representatives of Colonial Theater Incorporated

Motion for passage of order 16-171.

By: Conti Second by: Munson

Yeas: 7

Nays: 0

16-172 Mayor and Councilors Alexander, Blodgett, Conti, Grant, McCormick, Munson and Paradis

WHEREAS, the City of Augusta seeks to promote and support the development of new rental housing in its designated Water Street Historic District; and

WHEREAS, code and life safety costs present a significant obstacle to the development of safe housing units; and

WHEREAS, the City of Augusta has \$34,000 available in economic development reserve funds available to reimburse developers for code compliance and life-safety investments of \$2,000 per unit for a total of 17 grants on a first come first served basis.

NOW THEREFORE BE IT ORDERED, that the City Council hereby appropriates \$34,000 from the economic development reserve fund to establish an incentive program of \$2,000 per new residential unit to reimburse qualified code compliance and life safety investment costs in accordance with M.R.S.A. Title 30-A, §5225 to developers, with a minimum investment \$25,000 or more per unit, within the Water Street Historic District.

Motion for passage of order 16-172.

By: Munson Second by: Bilodeau

Yeas: 7

Nays: 0

16-173 Mayor and Councilors Alexander, Blodgett, Conti, Grant, McCormick, Munson and Paradis

WHEREAS, the City of Augusta seeks to promote and support small business development in its downtown business district; and

WHEREAS, there is a need for a small business lending program targeted to the Water Street Historic District; and

WHEREAS, Kennebec Savings Bank has agreed to provide lending capital in the amount of \$250,000 for the program; and

WHEREAS, the City of Augusta has \$16,250 available in reserve funds for economic development available to underwrite interest charges to qualified borrowers; and

WHEREAS, the City will establish a three member review committee, appointed by the Mayor to be confirmed by the Augusta City Council, to establish scoring criteria and screen applications.

NOW THEREFORE BE IT ORDERED, that the City Council hereby appropriates from the economic development reserve fund \$16,250 for the purpose of establishing a loan program for businesses in the Water Street Historic District consistent with M.R.S.A. Title 30-A §5225.

Motion for passage of order 16-173.

By: Bilodeau Second by: McCormick

Yeas: 7

Nays: 0

16-174 Mayor and Councilors Alexander, Blodgett, Conti, Grant, McCormick, Munson and Paradis

WHEREAS, the City of Augusta seeks to improve the quality of its aging multi-family housing stock; and

WHEREAS, the cost for building permits and city inspection fees to make alterations and improvements to multifamily residential units can be an impediment to making those improvements; and

WHEREAS, property owners will still be required to apply for and receive a building permit.

NOW THEREFORE, BE IT ORDERED, that for one year commencing January 1, 2017 the city will waive building permit and city inspection fees for construction or improvements to all multifamily units in the City of Augusta.

Motion for passage of order 16-174.

By: Bilodeau Second by: McCormick

Yeas: 7

Nays: 0

16-175 City Manager

ORDERED, that the City Manager is authorized to sell the list of surplus property items through public auction, online public auction or public sale.

Amend the list to remove two trolleys.

Motion for passage of order 16-175.

By: Bilodeau Second by: Paradis

Yeas: 7

Nays: 0

16-176 Mayor and Council

BE IT ORDERED, that the City Council does hereby grant approval pursuant to Title 15 of the Maine Revised Statutes Annotated, section 5824(3) & 5826(6) to the transfer of \$1,523.00, or any portion thereof to the Augusta Police Department, on the grounds that the City of Augusta Police Department did make a substantial contribution to the investigation of the criminal case, namely, State of Maine vs. William J. Young.

Motion for passage of order 16-176.

By: Bilodeau Second by: Blodgett

Yeas: 7

Nays: 0

NEW BUSINESS

PART 2 –ORDINANCES - FIRST READING

NO VOTE REQUIRED

COMMUNICATIONS

Committee Reports

City Manager's Report

Enter into executive session to discuss:

- Pending litigation; 1 M.R.S.A., §405(6)(E)001

Motion for to enter executive session at 8:55pm, pending litigation, 1 M.R.S.A., §405(6)(E)001

By: Conti Second by: Grant

Yeas: 6

Nays: 0

Motion to leave executive session at 9:02pm.

By: Bilodeau Second by: Grant

Yeas: 7

Nay: 0

Councilor Paradis left at 9:02pm.

Motion to adjourn at 9:07pm.

By: Munson Seconded by: Grant

Yeas: 6

Nays: 0

Respectfully submitted,
Roberta L. Fogg, City Clerk
October 17, 2016